IN CLERK'S OFFICE

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

PATRICK ALLEN,

JUDGMENT 11-CV- 5856 (BMC)

Plaintiff,

-against-

UNITED PARCEL SERVICE, INC.; LOCAL UNION 804 (JOHN LORIA, AL FALCO, TIM ALQUIST, TIM SYLVESTER, DAVID FENNEL, PETER MASTRANDEA, STEVE AUZ),

Defendants.

A Memorandum Decision and Order of Honorable Brian M. Cogan, United States District Judge, having been filed on March 11, 2012, dismissing the action without prejudice; certifying pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from the Court's Memorandum Decision and Order would not be taken in good faith; and denying in forma pauperis status for the purpose of any appeal; it is

ORDERED and ADJUDGED that the action is dismissed without prejudice; that pursuant to 28 U.S.C. § 1915(a)(3) any appeal from the Court's Memorandum Decision and Order would not be taken in good faith; and that in forma pauperis status is denied for the purpose of any appeal.

Dated: Brooklyn, New York March 12, 2012

DOUGLAS C. PALMER Clerk of Court